



**BLAND SHIRE COUNCIL**  
*west wyalong*

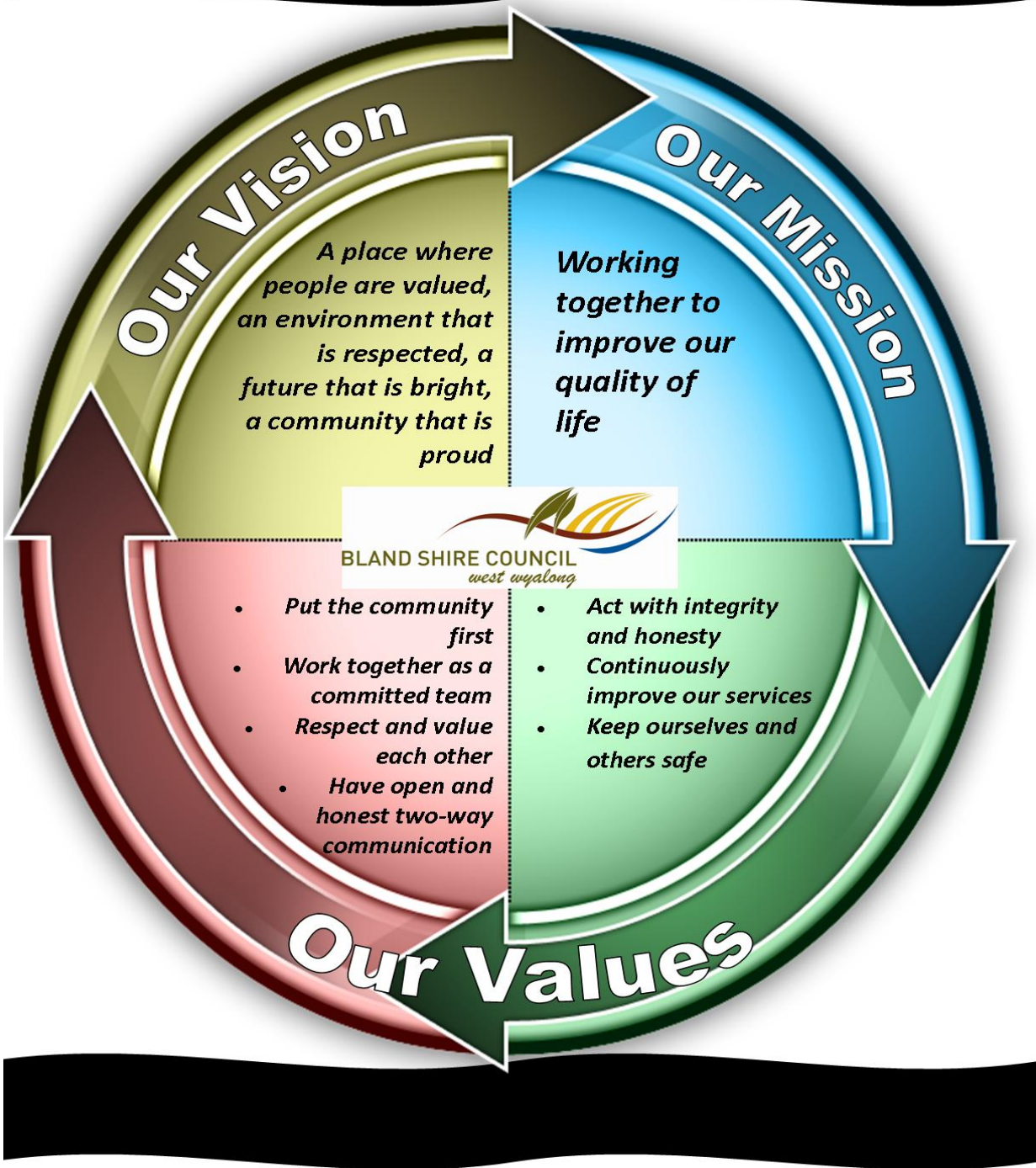
# **Bland Shire Council**

## **Minutes**

**19 February 2013**



# OUR VISION, MISSION AND VALUES





**MINUTES**  
**COUNCIL MEETING**  
**19 February 2013**

**1.0 INTRODUCTION**

The meeting was opened by the Mayor with the introduction and welcome at 6.32pm.

**1.1 Opening Prayer**

Pastor Cameron Webber and Noel Staniforth on behalf of the West Wyalong Ministers Fraternal then conducted an opening prayer.

**2.0 ATTENDANCE**

**2.1 Councillors**

Cr P Grellman  
Cr L Hampton  
Cr K Keatley  
Cr T Lord  
Cr L McGlynn  
Cr B Monaghan  
Cr N Pokoney  
Cr P Templeton

**2.2 Staff**

General Manager – Ray Smith  
Director Engineering Services – Will Marsh  
Director Corporate Services – Elizabeth White  
Director Community & Development Services – Adele Casey  
Executive Assistant – Julie Sharpe

**2.3 Apologies**

Cr R Bland

**Council Recommendation:**

**01022013 RESOLVED on the motion of Cr Lord seconded Cr McGlynn that the apology submitted by Cr Bland be accepted. CARRIED**

### 3.0 CONFIRMATION OF THE MINUTES

#### 3.1 Ordinary Meeting held on 11 December 2012

- **Corrections**  
Item 9.16 – Proposed Purchase of Kirpy Rock Crusher, dot point 1: replace the word “form” with “from”.
- **Confirmation**  
That the minutes of the Ordinary Council meeting held on 11 December 2012 be confirmed as a correct record of proceedings.

**Council Recommendation:**

**02022013 RESOLVED on the motion of Cr Grellman seconded Cr Monaghan that with the minor amendment of the typographical error in item 9.16, the minutes of the Ordinary meeting held on 11 December 2012 be confirmed as a correct record of proceedings. CARRIED**

- **Business Arising - Nil**

#### 3.2 Australia Day Awards Committee meeting held on 19 December 2012

- **Corrections - Nil**
- **Confirmation**  
That the minutes of the Australia Day Awards Committee meeting held on 19 December 2012 be confirmed as a correct record of proceedings.

**Council Recommendation:**

**03022013 RESOLVED on the motion of Cr Keatley seconded Cr McGlynn that the minutes of the Australia Day Awards Committee meeting held on 19 December 2012 be confirmed as a correct record of proceedings. CARRIED**

- **Business Arising - Nil**

### 4.0 DECLARATIONS OF INTEREST

<b>Councillor/Officer</b>	<b>Item</b>	<b>Nature of Interest</b>
Cr Monaghan	12.1 – Request to Waive Interest Accrued on Overdue Rates	Non-Pecuniary

## 5.0 PUBLIC FORUM

### 5.1 Ms Sasha Clarke

Ms Clarke addressed Council in relation to the Country Education Fund. As a past recipient she provided an overview of the direct financial support and guidance she has received. The opportunities and assistance provided to our local community by the West Wyalong & District Country Education Fund were further demonstrated.

### 5.2 Mr Howard Mangelsdorf

Mr Mangelsdorf complimented Council on their road repair efforts since the two flood events and requested Council's consideration of major works to approximately 8kms of Clear Ridge Road between Lonaghans Road and Blow Clear Road. He advised that Clear Ridge Road requires resheeting and requests consideration in the 2013/14 budget. Mr Mangelsdorf offered to forego gravel royalties for any gravel used from his pit to complete these works. In addition Mr Mangelsdorf requested that the Traffic Committee review the signage at the Clear Ridge Road and Mid Western Highway intersection as the Industrial Estate sign restricts the view of oncoming traffic.

## 6.0 MAYORAL MINUTE

Nil

## 7.0 NOTICES OF MOTION

### 7.1 Committees of Council Meeting Times – Cr Lord

#### Council Recommendation:

**PROPOSED on the motion of Cr Lord seconded Cr Monaghan that Committees of Council not meet before 5.30pm unless there is unanimous support of all committee members.**

**On being put to the vote the motion was LOST.**

### 7.2 Council Meeting Prayer – Cr Lord

#### Council Recommendation:

**04022013 RESOLVED on the motion of Cr Lord seconded Cr Monaghan that Council ask the Ministers Fraternal if one of their members lead a short prayer prior to each Council meeting. This be for a 1 year trial. CARRIED**

## **SECTION 1 – DELEGATES & ADVISORY COMMITTEE REPORTS**

### **8.1 NSW Association of Mining Related Councils**

Cr McGlynn advised that she attended the meeting in Wollongong on 8<sup>th</sup> February 2013, along with Cr Hampton, there were a number of good ideas presented and she thanked Council for the opportunity to attend.

### **8.2 Newell Highway Taskforce**

Cr Lord advised that the meeting was held in West Wyalong on 12<sup>th</sup> February 2013. It was noted that a media release has been issued and is included in the correspondence. The \$30M upgrade works have been completed, further funding applications are being submitted, the line marking trial has international acclaim and they aim to increase the number of overtaking lanes along the highway.

### **8.3 Indigenous Advisory Committee**

Cr Hampton advised that the Committee met on 18<sup>th</sup> February 2013 and discussed the feedback from the bush tucker offered at Australia Day which appeared to be well received. The Committee are discussing options for harmony day, close the gap and flying the aboriginal flag.

#### **Council Recommendation:**

**05022013 RESOLVED on the motion of Cr Hampton seconded Cr McGlynn that the Council receive and note the delegate and advisory committee reports from Councillors and Advisory Committee meeting minutes as presented. CARRIED**

## **SECTION 2 – OFFICE OF THE GENERAL MANAGER**

### **9.1 MONTHLY STATUS REPORT – FEBRUARY**

#### **Council Recommendation:**

**06022013 RESOLVED on the motion of Cr Grellman seconded Cr Keatley that the information contained in the February 2013 monthly status report be received and noted. CARRIED**

## 9.2 LOCAL GOVERNMENT ELECTION – SEPTEMBER 2012

### Council Recommendation:

**07022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Hampton that the information regarding the Local Government Election held on 8 September 2012 and the costs to Council of \$41,308.30 be received and noted. **CARRIED**

## 9.3 STATECOVER OVERVIEW ON COUNCIL'S SAFETY AND RISK MANAGEMENT

### Council Recommendation:

**08022013 RESOLVED** on the motion of Cr Lord seconded Cr Grellman that the results of the latest audit by Statecover on Council's Safety and Risk Management Policies and Procedures be received and noted and that all staff be congratulated on the positive outcomes. **CARRIED**

## 9.4 INTRODUCTION OF ALCOHOL & OTHER DRUGS POLICY

### Council Recommendation:

**09022013 RESOLVED** on the motion of Cr Grellman seconded Cr McGlynn:

- 1. That Council endorses the adoption of the Alcohol & Other Drugs Policy, as detailed in this report, noting that the Policy will apply to all council staff, volunteers, work experience students, contractors / sub contractors working for and on Council projects and Council's Agents and consultants or their employees whilst working on Council projects;**
- 2. That an allocation of \$10,000.00 be made in the 2013 – 2014 budget to cover the cost of administering this policy;**
- 3. That the General Manager report to Council on a quarterly basis on any breaches of this policy. CARRIED**

**9.5 RESPONSE FROM THE OFFICE OF THE MINISTER FOR POLICE – FUTURE OF VILLAGE POLICE STATIONS**

**Council Recommendation:**

**10022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Lord that the advice received from the office of the NSW Minister for Police regarding the future of the police stations at both Ungarie and Weethalle be received and noted and that Council continue to lobby strongly, as and when required, for the retention of police numbers and facilities within the Bland Shire. **CARRIED**

**9.6 LAND VALUES ISSUED FOR BLAND SHIRE**

**Council Recommendation:**

**11022013 RESOLVED** on the motion of Cr Lord seconded Cr Keatley that the information regarding the issue of land values for the Bland Shire, as at 1 July 2012, be received and noted. **CARRIED**

**9.7 PROPOSED ROAD MAINTENANCE MOU WITH BARRICK COWAL GOLD MINE**

**Council Recommendation:**

**12022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Keatley that council enter into a Memorandum of Understanding (MOU) with Barrick Cowal Gold Mine in respect to Road Maintenance, including the minor amendments to clauses 3(a), 3(b) and 3(d) as detailed in this report. **CARRIED**



## 9.8 UPDATE ON CONSTITUTIONAL RECOGNITION

### Council Recommendation:

13022013 RESOLVED on the motion of Cr McGlynn seconded Cr Lord:

1. That the advice received from the Australian Local Government Association (ALGA) and the NSW Local Government and Shires Association (LGSA) regarding the progress with the 'Constitutional Recognition of Local Government' campaign be received and noted;
2. That the payment of the invoice in the amount of \$3797.22 plus GST be endorsed;
3. That the General Manager prepares a submission on this issue to the Joint Select Committee. CARRIED

## 9.9 CODE OF CONDUCT – REVIEW PANEL

### Council Recommendation:

14022013 RESOLVED on the motion of Cr Grellman seconded Cr McGlynn that Council resolves to participate in the REROC Regional Panel of Conduct Reviewers in accordance with the requirements of the NSW Local Government Code of Conduct. CARRIED

## 9.10 EVENTS WEST WYALONG – PARIS IN THE WEST FESTIVAL

### Council Recommendation:

15022013 RESOLVED on the motion of Cr Lord seconded Cr Hampton that Bland Shire Council writes a letter to Events West Wyalong to thank them for organising a successful Paris in the West Festival. CARRIED

## 9.11 LEHMAN BROTHERS GRANGE SECURITIES

### Council Recommendation:

PROPOSED on the motion of Cr Lord seconded Cr Monaghan that all / any losses recouped by Bland Shire Council from the Lehman Brothers / Grange Securities be allocated towards the Bland Shire Councils Economic and Tourism Budget.

On being put to the vote the motion was LOST.

## 9.12 PUBLIC ADDRESS SYSTEM IN THE MAIN STREET

### Council Recommendation:

**16022013 RESOLVED** on the motion of Cr Lord seconded Cr Grellman that before Bland Shire Council considers the purchase and installation of a permanent public address system for the main street for future events and activities a further report be submitted detailing actual capital and ongoing costs. **CARRIED**

## SECTION 3 - CORPORATE SERVICES

### 9.13 FINANCIAL STATEMENTS – DECEMBER 2012

### Council Recommendation:

**17022013 RESOLVED** on the motion of Cr Lord seconded Cr Monaghan:

1. That Council receive and note the statement of Bank Balances, Rates Collections and Investments for the month of December, 2012.
2. That Council confirms the payment of accounts, for the period 1 December 2012 to 31 December 2012, summarised in the accounts summary totalling \$ 3,906,997.10. **CARRIED**

### 9.14 FINANCIAL STATEMENTS – JANUARY 2013

### Council Recommendation:

**18022013 RESOLVED** on the motion of Cr Lord seconded Cr Monaghan:

1. That Council receive and note the statement of Bank Balances, Rates Collections and Investments for the month of January, 2013.
2. That Council confirms the payment of accounts, for the period 1 January 2013 to 31 January 2013, summarised in the accounts summary totalling \$6,675,912.96. **CARRIED**

#### 9.15 BUDGET REVIEW – DECEMBER 2012

**Council Recommendation:**

**19022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Hampton:

- 1. That the Officers Report be received and noted.**
- 2 That the Council endorses the Statement acknowledging the satisfactory financial position. CARRIED**

#### 9.16 RFS ESTIMATES 2013/2014

**Council Recommendation:**

**20022013 RESOLVED** on the motion of Cr Lord seconded Cr Grellman that the Council authorises the General Manager to sign the RFS Draft Estimates of \$306,771.70 for the 2013/2014 financial year. **CARRIED**

## SECTION 4 – COMMUNITY & DEVELOPMENT SERVICES

#### 9.17 BEYOND THE RANGE

**Council Recommendation:**

**21022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Hampton that the Council partner with Central NSW Councils (CENTROC) in the Beyond the Range program. **CARRIED**

#### 9.18 2013 BUSH BURSARY/COUNTRY WOMEN'S ASSOCIATION SCHOLARSHIP SCHEME

**Council Recommendation:**

**22022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Lord that Council does not participate in the 2013 Bush Bursary/Country Women's Association Scholarship Scheme. **CARRIED**

## 9.19 LOCAL HERITAGE FUNDING - OPERATION PILGRIMAGE GROUP

### Council Recommendation:

23022013 RESOLVED on the motion of Cr McGlynn seconded Cr Grellman that Council endorse the recommendation of the Bland Heritage Advisory Committee and approve \$800 funding to Operation Pilgrimage for the *"In the Company of Heroes"* project. CARRIED

## 9.20 DELEGATIONS UNDER SECTION 59 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

### Council Recommendation:

24022013 RESOLVED on the motion of Cr Keatley seconded Cr Grellman that Council accepts the delegations and functions under Section 59 of the Environmental Planning and Assessment Act 1979 and sub-delegate the General Manager with such delegations and functions. CARRIED

## 9.21 RESCINDING OF THE SMOKE FREE ZONES POLICY

### Council Recommendation:

25022013 RESOLVED on the motion of Cr Lord seconded Cr McGlynn that the *"Smoke Free Zones Policy"* adopted at Councils Ordinary meeting held on the 20 May 2008 be rescinded. CARRIED

## SECTION 5 – ENGINEERING SERVICES

### 9.22 GUN CLUB ROAD

### Council Recommendation:

26022013 RESOLVED on the motion of Cr McGlynn seconded Cr Grellman:

1. That the Gun Club Road be reshaped with the Kirpy and the causeways sealed for an estimated cost of \$32,000
2. That the works be included in the Council's 2013-2014 road construction/maintenance program for Councils consideration. CARRIED

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF BLAND HELD IN THE COUNCIL CHAMBERS WEST WYALONG ON TUESDAY 19 FEBRUARY 2013

.....  
MAYOR

**9.23 TRAFFIC ADVISORY COMMITTEE MEETING – 5 FEBRUARY 2013**

**Council Recommendation:**

**27022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Templeton that Council adopt the attached Traffic Advisory Committee minutes for the meeting held on 5 February 2013. **CARRIED**

**9.24 PARKING ON THE EASTERN SIDE OF CHURCH STREET BETWEEN GLADSTONE LANE AND THE EXTENSION OF WHITE TANK LANE**

**Council Recommendation:**

**28022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Grellman:

- 1. That two hour parking from 9 am to 5 pm between White Tank Lane and Barnado Street/Gladstone Lane on both sides be approved.**
- 2. That no stopping be placed between White Tank Lane and the first driveway to IGA supermarket on Church Street. CARRIED**

**9.25 PARKING ON THE SCHOOL SIDE OF DUMARESQ STREET**

**Council Recommendation:**

**29022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Monaghan that:

- 1. A pick up/drop off zone (No Parking) be created north of the existing bus zone up to Wootten Street during school hours (8am – 9.30am and 2.30pm-4pm).**
- 2. The extension of the bus zone to the southern side of the existing car park entrance. CARRIED**

## SECTION 6 – REPORTS FOR INFORMATION

### Council Recommendation:

**30022013 RESOLVED** on the motion of Cr Grellman seconded Cr Keatley that the following reports, provided for information only, be received and noted:

- **9.26 - Engineering Services Report**
- **9.27 - Community Services Report**
- **9.28 - Library & Childrens Services**
- **9.29 - Status Of Commercial Development Applications Under Consideration - February 2013**
- **9.30 - Development Statistics – December 2012**
- **9.31 - Development Statistics – January 2013**
- **9.32 - Ranger Activities – December 2012**
- **9.33 - Ranger Activities – January 2013**
- **9.34 - Economic Development & Tourism Report – February. CARRIED**

## LATE REPORT

### 9.35 TALLIMBA TOWN ADVANCEMENT GROUP – SECTION 355 COMMITTEE

### Council Recommendation:

**31022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Keatley that the Council agrees to the winding up of the Tallimba Town Advancement Group Section 355 Committee and further that the remaining funds of \$1,500.00 be distributed as follows:

1. **\$1,000.00 to the Tallimba Public Hall for the replacement of the broken urinal in the men’s toilets**
2. **\$500.00 to the Tallimba Tennis Club. CARRIED**

**10. URGENT BUSINESS WITHOUT NOTICE**

Nil

**11. QUESTIONS AND STATEMENTS**

**Cr Grellman**

- Queried the lux rating for the proposed lights at Ron Crowe Oval  
*DES advised that 2 phase lighting similar to Park Street Recreation Ground would be sourced*
- Expressed concern that the Bland Fire Control Centre was unattended during the recent Monkey Top fire and that catering supplies were purchased outside the Shire  
*Cr Templeton advised that no refreshments were available for the crew he was working with during the fire*  
*The General Manager advised that Zone Manager, Steve Holden will be invited to discuss concerns with Council*
- Queried whether the Alcohol Free Zone applied to the whole of Main Street  
*The General Manager advised that it does*

**Cr Hampton**

- Queried if notification of any Lachlan CMA meetings had been received  
*GM advised that the matter will be followed up*
- Stated that the proposed bridges at the Wetlands would not have an impact on the bird habitats as there are 3 separate islands within the Wetlands
- Queried the process for resigning from a Council committee  
*Mayor advised to liaise with the General Manager*

**Cr McGlynn**

- Conveyed thanks to staff for their efforts with Australia Day and the Swimming Championships
- Congratulated Mel and Angus at the Pool for their efforts and acknowledged the positive feedback
- Requested a letter of congratulations be sent to Mr John Scascighini recognising his efforts with the cricket honour boards
- Advised of overgrown trees in Barmedman Park and requested they be trimmed prior to Anzac Day  
*DES advised that the works are planned to be completed prior to Anzac Day*

**Cr Lord**

- Endorsed the request from Cr McGlynn to write to Mr Scascighini plus the District Cricket Association for their assistance in collating the historical information
- Queried Council's representation at a recent meeting in Wagga regarding the review of Local Government  
*The General Manager advised that he attended the meeting and will be presenting a report to the March meeting*  
*Mayor advised that both he and the Deputy Mayor attended a similar meeting previously*

**Cr Monaghan**

- Requested an investigation into the feasibility of utilizing the airport for a drag racing event  
*The General Manager advised that SEDTA is investigating opportunities*
- Advised that Main Street retailers have reported that trade was down over the Christmas period and therefore they have suffered during the quieter months of January and February
- Queried Councillors permissions under the Code of Conduct for engagement with Council staff in relation to employment issues  
*The General Manager advised that this is not permitted under the Code or Local Government Act and that policies and procedures are in place for dealing with issues, further that he has an 'open door' policy and employees should be referred to the General Manager*  
*The Mayor advised that Councillors should not engage in these matters and refer the staff to the General Manager*

**Cr Pokoney**

- Requested consideration of a Parking Enforcement Officer

**12. CLOSURE OF THE MEETING TO DISCUSS CONFIDENTIAL BUSINESS UNDER THE PROVISIONS OF SECTION 10A(2) OF THE LOCAL GOVERNMENT ACT**

**Council Recommendation:**

**32022013 RESOLVED on the motion of Cr Hampton seconded Cr Grellman that Council close the Ordinary meeting of Council to discuss confidential business under the provisions of Section 10A(2) of the Local Government Act. CARRIED**

The meeting then closed at 8.32pm.

**12.1 Request To Waive Interest Accrued On Overdue Rates**

Local Government Act {Section10A(2)(b)}

The matters and information are the personal hardship of any resident or ratepayer

**12.2 Main St Above Awning Grant Application Delegations**

Local Government Act {Section10A(2)(c)}

The matters and information are information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

**13. RESUMPTION OF THE MEETING AND CONSIDERATION OF RECOMMENDATIONS OF THE CLOSED SECTION OF THE MEETING**

**Council Recommendation:**

**36022013 RESOLVED on the motion of Cr Templeton seconded Cr Hampton that Council move out of closed Council and into open Council. CARRIED**



The meeting resumed at 8.59pm.

**Item 12.1: Request To Waive Interest Accrued On Overdue Rates**

**Council Recommendation:**

**PROPOSED** on the motion of Cr Lord seconded Cr Templeton that Council does not accede to the request to waive the outstanding interest on the Rates debt for the property identified as Assessment Number 2858-2.

On being put to the vote the motion was LOST.

**Council Recommendation:**

**33022013 RESOLVED** on the motion of Cr Lord that the motion be recommitted. **CARRIED**

**Council Recommendation:**

**34022013 RESOLVED** on the motion of Cr Lord seconded Cr Templeton that Council does not accede to the request to waive the outstanding interest on the Rates debt for the property identified as Assessment Number 2858-2. **CARRIED**

**Item 12.2: Main St Above Awning Grant Application Delegations**

**Council Recommendation:**

**35022013 RESOLVED** on the motion of Cr McGlynn seconded Cr Grellman that delegation to approve a Local Heritage Fund Grant application be provided to the Director Community and Development Services for any valid grant applications received for the painting of the facades (above the awning) for those premises listed in the table to an maximum amount shown in the table. **CARRIED**

**14. CLOSE OF THE MEETING**

There being no further business the meeting then closed at 9.00pm.

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Chairperson

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MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF BLAND HELD IN THE COUNCIL CHAMBERS WEST WYALONG ON TUESDAY 19 FEBRUARY 2013

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MAYOR